

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

LN MANAGEMENT LLC SERIES 2200  
FORT APACHE 1093,

Case No. 2:13-cv-01788-APG-PAL

ORDER

Plaintiff,

v.

FEDERAL NATIONAL MORTGAGE  
ASSOCIATION,

Defendant.

This matter is before the court on the parties' failure to file a joint pretrial order as required by LR 26-1(e)(5). The Discovery Plan and Scheduling Order (Dkt. #19) filed July 6, 2015, required the parties to file a joint pretrial order required by LR 26-1(e)(5) no later than October 5, 2015. There are no dispositive motions pending.

At a conducted a hearing held on September 29, 2015, regarding the parties' Stipulation for Extension of Time (Dkt. #20) counsel for Plaintiff acknowledged that the wrong party had been sued and that PHH Mortgage Servicing, LCC should have been sued instead. The court denied the request to extend the discovery plan and scheduling order deadlines because the time for filing a motion to amend the pleadings and add parties expired February 15, 2015, and the discovery cutoff expired May 6, 2015 and counsel had not shown good cause or excusable neglect for failure to comply with the deadlines, and had still not sought leave to file an amended complaint. Given Plaintiff's admission that the wrong Defendant was sued, the court strongly urged counsel to file a stipulation to dismiss.

To date, the parties have neither submitted a joint pretrial order, nor a stipulation to dismiss.

Accordingly,

